

Adopted
AMENDMENT NO 1 PROPOSED TO
House Bill No. 1031

Amend by striking all after the enacting clause and inserting
in lieu thereof the following: **BY: Representatives Bain, Yates**

18 **SECTION 1.** (1) As used in this section, the following words
19 and phrases shall have the meanings ascribed in this section
20 unless the context clearly indicates otherwise:

21 (a) "Department" means the Department of Finance and
22 Administration.

23 (b) "Governing authorities" means the governing
24 Authorities of the City of Jackson, Mississippi.

25 (c) "Project" or "projects" means construction,
26 reconstruction, repairs, upgrades and improvements to the City of
27 Jackson's water and sewer systems and related facilities.

28 (2) (a) There is created in the State Treasury a special
29 fund, to be designated as the "Capital City Water/Sewer Projects
30 Fund," which shall consist of funds appropriated or otherwise made
31 available by the Legislature in any manner and funds from any
32 other source designated for deposit into such fund. The fund
33 shall be maintained by the State Treasurer as a separate and
34 special fund, separate and apart from the General Fund of the
35 state. Unexpended amounts remaining in the fund at the end of a
36 fiscal year shall not lapse into the State General Fund, and any



37 interest earned or investment earnings on amounts in the fund
38 shall be deposited into such fund. However, any unexpended
39 amounts remaining in the fund on January 1, 2027, shall lapse into
40 the State General Fund.

41 (b) Except as otherwise provided in this paragraph (b),
42 monies in the fund shall be used by the department, upon
43 appropriation by the Legislature, for the purpose of providing
44 funds to assist the City of Jackson in paying costs associated
45 with projects. An amount not to exceed one percent (1%) of the
46 monies deposited into the fund may be used, upon appropriation by
47 the Legislature, to reimburse the department for reasonable actual
48 and necessary costs incurred by the department in performing its
49 duties under this section.

50 (3) (a) If the governing authorities desire assistance
51 under this section, the governing authorities must establish a
52 plan for the project or projects for which the governing
53 authorities desire assistance and submit the plan and an
54 application for assistance to the department. The plan shall
55 include at least the following:

56 (i) A description of the project or projects for
57 which the assistance is requested, including the projected cost of
58 the project or projects;

59 (ii) The projected starting date and completion
60 date for the project or projects;



61 (iii) A description of any funds from other
62 sources that may be available to the City of Jackson to assist
63 with paying the costs of the project or projects; and

64 (iv) Any other information required by the
65 department.

66 (b) The department shall review the application and
67 determine whether to approve the assistance requested, and if
68 approved, whether to provide the assistance in whole or in part.
69 In addition to using assistance received under this section to
70 fully fund a project or projects, the governing authorities may
71 use the assistance to fund a portion of a project or projects in
72 cases in which other funds are available for the project or
73 projects and may be used as leverage or matching funds for the
74 project or projects. If the department provides assistance for a
75 project or projects under this section, the governing authorities
76 shall provide quarterly reports to the department describing the
77 receipt and expenditure of such assistance, the status of the
78 project or projects and any other information required by the
79 department.

80 (4) The department shall have all powers necessary to
81 implement and administer the provisions of this section, and the
82 department shall promulgate rules and regulations, in accordance
83 with the Mississippi Administrative Procedures Law, necessary for
84 the implementation of this section.

85 (5) This section shall stand repealed on January 1, 2027.



86 **SECTION 2.** This act shall take effect and be in force from
87 and after its passage.

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT TO CREATE THE CAPITAL CITY WATER/SEWER PROJECTS FUND
2 AS A SPECIAL FUND IN THE STATE TREASURY TO BE ADMINISTERED BY THE
3 DEPARTMENT OF FINANCE AND ADMINISTRATION FOR THE PURPOSE OF
4 PROVIDING FUNDS TO ASSIST THE CITY OF JACKSON, MISSISSIPPI, IN
5 PAYING COSTS ASSOCIATED WITH CONSTRUCTION, RECONSTRUCTION,
6 REPAIRS, UPGRADES AND IMPROVEMENTS TO THE CITY OF JACKSON'S WATER
7 AND SEWER SYSTEMS AND RELATED FACILITIES; TO PROVIDE THAT IF THE
8 CITY OF JACKSON DESIRES ASSISTANCE UNDER THIS ACT, THE CITY MUST
9 ESTABLISH A PLAN FOR THE PROJECT OR PROJECTS FOR WHICH IT DESIRES
10 ASSISTANCE AND SUBMIT THE PLAN AND AN APPLICATION FOR ASSISTANCE
11 TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION; TO PROVIDE THAT
12 IF THE DEPARTMENT OF FINANCE AND ADMINISTRATION PROVIDES
13 ASSISTANCE TO THE CITY OF JACKSON UNDER THIS ACT, THE CITY SHALL
14 PROVIDE QUARTERLY REPORTS TO THE DEPARTMENT OF FINANCE AND
15 ADMINISTRATION DESCRIBING THE RECEIPT AND EXPENDITURE OF SUCH
16 ASSISTANCE, THE STATUS OF THE PROJECT OR PROJECTS AND ANY OTHER
17 INFORMATION REQUIRED BY THE DEPARTMENT; AND FOR RELATED PURPOSES.

